

Serial No. 10/751,288

REMARKS

Please note that the July 1st Official Action was not mailed to the correct mailing address pursuant to a Change of Address filed by facsimile on April 21, 2004. Correction is requested.

Examiner Grant has rejected the originally filed claims 1, 2, 5 and 8-10 of the present application under 35 U.S.C. § 103 and 103. For the reasons which follow, applicant respectfully traverses this rejection of the Examiner. The applicant does, however, wish to extend appreciation to Examiner Grant for the quite detailed review of the claims of the present invention leading to the finding of patentable subject matter of the originally filed claims of the present application and an indication of the allowability of claims 3, 4, 6 and 7 if rewritten.

The disclosure has been amended to overcome the objection to the disclosure and drawings. Favorable reconsideration is respectfully requested.

The recitation to distances has been removed from claim 1 and placed in claim 11 and amended therein and has been amended in claim 8 to overcome the rejection under 35 U.S.C. § 112. Favorable reconsideration is respectfully requested.

Claim 1 has been amended to incorporate the subject matter of claim 3 which was recognized by the Examiner to be patentable over the prior art. It is respectfully submitted that claim 1 and the claims which depend therefrom are in condition for allowance. Favorable consideration is respectfully requested.

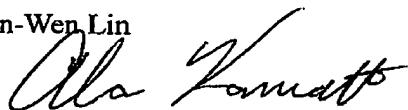
The Examiner has cited the United States patent listed in NOTICE OF REFERENCES CITED as C. By the lack of application of this reference and others like it within the classes or subclasses searched, the Examiner apparently recognizes the clear patentability of the present invention over any of these references.

Serial No. 10/751,288

Therefore, since the claims of the present application have been shown to include limitations directed to the features of applicant's adjustable head for a wrench which are neither shown, described, taught, nor alluded to in any of the references cited by the Examiner, whether those references are taken singly or in any combination, the Examiner is requested to allow claims 1-8 and 11, as amended, of the present application and to pass this application to issue.

Respectfully submitted,

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Dated: September 10, 2004.

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